## IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

Harold K. Shaffer

NO. 16-23398-CMB

Debtor

**CHAPTER 13** 

Ronda J. Winnecour, Chapter 13 Trustee

Movant

Related to Document Nos. 51, 53

vs.

Quicken Loans Inc.

Respondent

# STIPULATION AND ORDER AS TO TRUSTEE'S OBJECTION TO NOTICE OF POSTPETITION MORTGAGE FEES EXPENSES AND CHARGES

AND NOW, come the undersigned parties, by and through their respective counsel, and enter into the following Stipulation:

WHEREAS, Respondent, Quicken Loans Inc., filed a Notice of Post-Petition Mortgage Fees, Expenses, and Charges on December 22, 2016 listing fees and expenses totaling \$1,400.00; and

WHEREAS, the Chapter 13 Trustee has filed an objection to Respondent's fees and charges; and

WHEREAS, Respondent has filed a Response to the Trustee's objection;

It is therefore Stipulated and agreed as follows:

- 1. Respondent's fees and charges shall be allowed in the amount of \$700.00; the balance of fees and charges in the amount of \$700.00 are disallowed.
- 2. Respondent shall provide to the Court and to the Trustee proof that Respondent's records have been adjusted to remove the disallowed portion of the fees and charges within thirty (30) days of the Court's approval of the within Stipulation, which proof shall include a

notarized affidavit by a corporate officer reflecting that the charges have been removed, as well as a full and comprehensible loan history from the date Respondent first began servicing the loan.

3. Respondent is prohibited from adding any fees or other charges to the debtor's account in connection with the filing of its Response, for attending any hearing in this matter, or for otherwise complying with this Stipulation and Order.

Consented to by:

#### /s/ Ronda J. Winnecour

Ronda J. Winnecour, Esquire Chapter 13 Trustee US Steel Tower-Suite 3250 Pittsburgh, PA 15219 Phone: 412-471-5566

rwinnecour@chapter13trusteewdpa.com

#### /s/ James C. Warmbrodt, Esquire

James C. Warmbrodt, Esquire Attorney for Respondent KML Law Group, P.C. 701 Market Street, Suite 5000 Philadelphia, PA 19106 Phone: 215-627-1322

jwarmbrodt@kmllawgroup.com

#### /s/ Daniel R. White, Esquire

Daniel R. White, Esquire Zebley, Mehalov & White, P.C. Attorney for Debtor 18 Mill Street Square P.O. Box 2123 Uniontown, PA 15401

Phone: 724-439-8435 dwhite@zeblaw.com

It is hereby ORDERED that the parties' Stipulation be and hereby is APPROVED.

By the Court,

Dated: April 3, 2018

FILED 4/3/18 10:37 am CLERK U.S. BANKRUPTCY COURT - WDPA

### Case 16-23398-CMB Doc 60 Filed 04/05/18 Entered 04/06/18 00:53:04 Desc Imaged

Certificate of Notice Page 3 of 3
United States Bankruptcy Court
Western District of Pennsylvania

In re: Harold K. Shaffer Debtor Case No. 16-23398-CMB Chapter 13

### CERTIFICATE OF NOTICE

District/off: 0315-2 User: kthe Page 1 of 1 Date Rcvd: Apr 03, 2018 Form ID: pdf900 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 05, 2018.

db +Harold K. Shaffer, 713 Clay Road, South Connellsville, PA 15425-5416

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE.  $\,$  TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 05, 2018 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 3, 2018 at the address(es) listed below:

Daniel R. White on behalf of Debtor Harold K. Shaffer dwhite@zeblaw.com, gianna@zeblaw.com;dwhite.zmw@gmail.com;r63228@notify.bestcase.com

James Warmbrodt on behalf of Creditor Quicken Loans Inc. bkgroup@kmllawgroup.com

Joshua I. Goldman on behalf of Creditor Quicken Loans Inc. bkgroup@kmllawgroup.com

Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 5